

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
NO. 7:12-CV-186-H

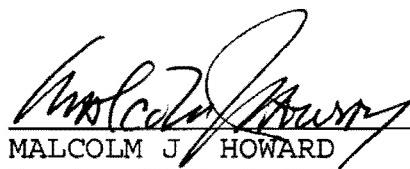
JOYCE LONEY, )  
                  )  
Plaintiff,      )  
                  )  
v.                )  
                  )  
HOVG, LLC d/b/a BAY AREA     )  
CREDIT SERVICE and DOES 1-    )  
100,              )  
                  )  
Defendants.      )

ORDER

This matter is before the court on plaintiff's motion to stay the case and compel arbitration. Defendant HOVG, LLC, ("HOVG") objects on the ground that there exists no arbitration agreement between plaintiff and HOVG. Plaintiff has not replied and the time for further filings has expired.

The court finds that plaintiff has failed to demonstrate that her alleged arbitration agreement with AT&T Mobility, LLC, is binding upon defendants. Consequently, plaintiff's motion to compel arbitration [DE #8 ] is DENIED.

This 5<sup>th</sup> day of November 2012.

  
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MALCOLM J. HOWARD  
Senior United States District Judge

At Greenville, NC  
#31